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10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA

12 RONNIE MONEY COLEMAN,

13 Petitioner,

14 v.

15 WILLIAM GITTERE, ET AL.,

16 Respondents.

Case No. 3:19-cv-00172-RCJ-WGC

**ORDER GRANTING UNOPPOSED
MOTION FOR AN EXTENSION
OF TIME IN WHICH TO FILE AN
AMENDED PETITION FOR WRIT
OF HABEAS CORPUS
(THIRD REQUEST)**

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18 COMES NOW the Petitioner, Ronnie Money Coleman, by and through counsel
19 of record, Jason F. Carr, hereby files this request extension of time to file an Amended
20 Petition for Writ of Habeas Corpus. Petitioner requests that this Court grant him an
21 extension of time of forty-three days (35) to file an Amended Petition; rendering the
22 Amended Petition due on **April 14, 2020**.

23 The primary basis for this request for an extension is that intervening
24 deadlines have and will prevent counsel from being able to apply the necessary
25 attention to this filing. Counsel realizes this Amended Petition has been delayed
26 quite a bit. Counsel will endeavor to ensure this is the last request for an extension.

1 This motion is based upon the attached points and authorities and all
2 pleadings and papers on file herein.

3 Dated: March 10, 2020.

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6 Respectfully submitted,
7 RENE L. VALLADARES
8 Federal Public Defender

9 */s/ Jason F. Carr*
10 JASON F. CARR
11 Assistant Federal Public Defender
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POINTS AND AUTHORITIES

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2 1. On July 1, 2019, this Court provisionally appointed the office of the
3 Federal Public Defender as counsel for the Petitioner Ronnie Coleman. (Electronic
4 Court Filing Number (ECF No. 4).) On July 31, 2019, counsel filed his Notice of
5 Appearance (ECF No. 8). Also on July 31, 2019, this Court issued a scheduling order
6 noting that an Amended Petition would be filed on or before October 29, 2019. (ECF
7 No. 9).

8 2. That Coleman filed two motions moving the Amended Petition due date
9 to March 10, 2020. (ECF No. 9; *see also* ECF No. 10 (granting this request).) This is
10 Coleman's third request for an extension. In this Motion Coleman is requesting a
11 filing date of **April 14, 2020**. Counsel choose this date with care to ensure it does not
12 conflict with any other existing deadlines.

13 3. An extension of time to file the Amended Petition is necessary given
14 counsel for Coleman's obligations in other cases. Most pressing was a United States
15 Court of Appeals for the Ninth Circuit opening brief in *Ramirez v. Baker*, CA No. 19-
16 16825 which counsel is filing today, March 10, 2020. The *Ramirez* brief was quite
17 complex and important. It required an inordinate amount of time to complete.
18 Additional intervening deadlines include, but are not limited to,: a Reply and Legal
19 Memorandum in the district court case *Gallegos v. Baca*, 3:15-cv-00243-RCJ, due on
20 March 17, 2020; a Certiorari Petition in *Plumlee v. State*, Nev. Sup. Ct. No. 75739,
21 due on March 19, 2020; and another Certiorari Petition due in *Brown v. Nevada*, CA
22 No. 18-15727, due on March 20, 2020.

23 4. On March 10, 2020, counsel for Petitioner contacted counsel for
24 Respondents. Respondents do not object to this request for a continuance. That party
25 does request, however, that counsel for habeas petitioners make clear that nothing
26 about the decision not to oppose Petitioner's extension request signifies an implied

1 finding of a basis for tolling any applicable period of limitations or the waiver of any
2 other procedural defenses. Petitioner at all times remains responsible for calculating
3 any limitations periods and understands that, in granting an extension request, this
4 Court makes no finding or representation that the petition, any amendments thereto,
5 and/or any claims contained therein are not subject to dismissal as untimely.

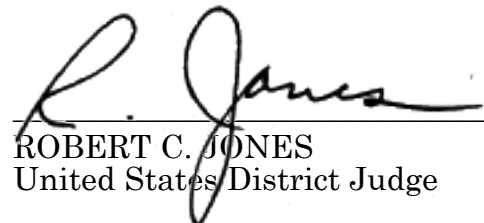
6 5. This motion is not filed for the purpose of delay, but in the interests of
7 justice, as well as in the interest of Petitioner Ronnie M. Coleman. Counsel
8 respectfully requests that this Court grant the request for an extension of time to file
9 the Amended Petition **April 14, 2020**, for the effective and thorough representation
10 of Coleman in his federal habeas action

11 DATED: March 10, 2020.

12 Respectfully submitted,
13 RENE L. VALLADARES
14 Federal Public Defender

15 /s/ Jason F. Carr
16 JASON F. CARR
17 Assistant Federal Public Defender

18 It is hereby **ORDERED** that, good cause appearing, Petitioner Ronnie Coleman's
19 request for an extension of time to file an Amended Petition for a Writ of Habeas
20 Corpus Pursuant to 28 U.S.C. § 2254 is **GRANTED**. The Amended Petition shall be
21 filed on or before **April 14, 2020**.

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25 ROBERT C. JONES
26 United States District Judge

Dated: MARCH 24, 2020.